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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

2015 DEC -2 A 8:49

SUSAN BITTER SMITH – Chairman  
BOB STUMP  
BOB BURNS  
DOUG LITTLE  
TOM FORESE

AZ CORP COMMISSION  
DOCKET CONTROL

IN THE MATTER OF THE APPLICATION OF  
THE ARIZONA DEPARTMENT OF  
TRANSPORTATION TO INSTALL A NEW  
GRADE SEPARATED CROSSING AND FOR  
THE BNSF RAILWAY TO REMOVE AN  
EXISTING AT-GRADE CROSSING AT US 60  
AND BELL ROAD IN THE CITY OF SURPRISE,  
MARICOPA COUNTY, ARIZONA, USDOT NO.  
025392A.

DOCKET NO. RR-02635B-15-0197

**NOTICE OF EXECUTION OF  
MAINTENANCE AND USE  
AGREEMENT (AMENDED  
CAPTION)**

The Arizona Department of Transportation, by and through undersigned counsel, hereby files this Notice Execution of Maintenance and Use Agreement as requested by Administrative Law Judge Marc Stern. The Maintenance and Use Agreement (C&M Agreement) between the Arizona Department of Transportation (ADOT) and the Burlington Northern & Santa Fe Railway Company (BNSF) was executed with an effective date of October 27, 2015. Commission Railroad Safety Section Staff have been provided with a copy of the Agreement, however the document itself is not provided with this filing due to its lengthy 115 pages. A copy will be provided to any party upon request.

DATED this 2<sup>nd</sup> day of December, 2015.

Arizona Corporation Commission

DOCKETED

DEC 01 2015

DOCKETED BY

Mark Brnovich  
Attorney General

Michelle Burton  
Assistant Attorney General  
Attorney for the Arizona Department of  
Transportation

1 Copies of the foregoing mailed/delivered  
2 This 2<sup>nd</sup> day of December, 2015 to:

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By:   
Theresa Flores Calderon